

CHAPTER NO. 123

SENATE BILL NO. 618

By Jackson, Chism, Herron, Kyle, McLeary

Substituted for: House Bill No. 1344

By Shepard

AN ACT to amend Tennessee Code Annotated, Title 63, Chapter 8, relative to optometrists.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 8, is amended by adding the following language as a new section:


§ 63-8-127. (a) No person shall require an optometrist to purchase a minimum quantity or minimum dollar amount of a specified brand of ophthalmic materials in order to participate as a provider in a vision or other health care plan.

(b) An optometrist may file an action in the chancery court of the county in which the optometrist's office is located to enjoin a violation of this section. If successful in establishing a violation, the optometrist may recover court costs and reasonable attorney's fees.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: April 18, 2005


JOHN S. WILDER
SPEAKER OF THE SENATE


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 4th day of May 2005


PHIL BREDESEN, GOVERNOR